

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

James Theodore Sharkey,

Plaintiff,

vs.

State of Nevada, *et al.*,

Defendants.

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Case No.: 2:22-cv-00115-GMN-BNW

**ORDER**

Pending before the Court is the Report and Recommendation, (ECF No. 5), of United States Magistrate Judge Brenda Weksler, which states that this case should be dismissed with prejudice.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made. *Id.* The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s report and recommendation where no objections have been filed. *See, e.g., United States v. Reyna–Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

Here, no objections were filed, and the deadline to do so has passed. (*See* Min. Order, ECF No. 5) (setting a March 2, 2022, deadline for objections).

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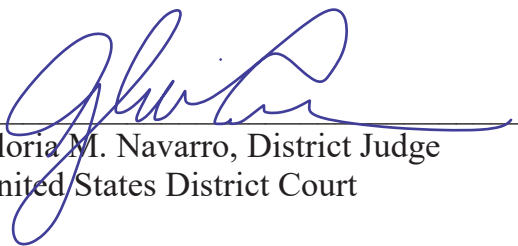
1 Accordingly,

2 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 5), is  
3 **ADOPTED** in full.

4 **IT IS FURTHER ORDERED** that this case is **DISMISSED with prejudice**.

5 The Clerk is instructed to close the case.

6 Dated this 5 day of April, 2022.

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9 Gloria M. Navarro, District Judge  
10 United States District Court  
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